

THE BECK-RYAN LITIGATION

Order to Show Cause Ordered Before Chief Justice Merritt.

TAKEN UNDER ADVISEMENT

WILL PLAINTIFF BE ALLOWED TO REPUDIATE HIS OBLIGATION.

Sicher to Be Sentenced Tomorrow.
Alimony to Two Unhappy Wives.
Mrs. A. H. Nelson Enters Suit For Divorce—Long List of Short Rulings By Both Judges—Judge Barch Opens Court at Beaver on Wednesday.

The suit of John Beck vs. Henry M. Ryan et al., in which the hearing on order to show cause why the defendant should not be restrained from acting as agent of John Beck and as a director of the Bullion-Beck and Champion Mining company, and from negotiating a note for \$30,000 given by John Beck to the defendant Ryan, came up yesterday before Chief Justice Merritt. The defendant entered a demurrer to the complaint and filed an answer.

Arguments were made before Chief Justice Merritt by Attorney Arthur Brown and Judge Henderson for the plaintiff, and by Attorneys W. H. Dickinson and Parley L. Williams for the defendant. The demurrer was not taken up and the general complaint was the basis of the arguments, the defendants holding that the allegations in the complaint were not sufficient grounds for the issuance of an injunction as prayed for.

The complaint, which is of considerable length, contains charges of a most serious as well as of a decidedly uncomplimentary character. In it false representations on the part of the defendant are alleged, the plaintiff averring that such representations were made by Ryan to induce Beck to place himself in such a position that the former might defraud him out of his property. Plaintiff declares that defendant never was a man of capital, but that he is an adventurer from Chicago, a pugilist, a bunco steerer, a confidence man, and an all-round sport known as "Cabbage Ryan."

In his answer Mr. Ryan gives an unqualified and indignant denial to all the charges made against him. He was employed by Beck to extricate that gentleman from his financial difficulties and to do which he had to put up large sums of his own money and that of his friends; that he has in a great measure succeeded in putting Beck's affairs on a sound basis and that he was to have \$50,000 for coming to Beck's assistance in his time of need, as if he hadn't done so Beck would have lost all he had. He, in turn, makes a long reply, in the course of which it is set forth that he was wrongfully discharged from Beck's employ on October 22, and his authority revoked under their agreement to his damage in the sum of \$45,000. He prays that the note for \$30,000 be adjudged a valid lien upon Mr. Beck's 51,000 shares of stock and a valid claim against him, and that he may recover judgment against plaintiff for \$15,000 additional.

Chief Justice Merritt, after hearing the arguments, took the matter under advisement.

SUPPLEMENTARY PROCEEDINGS.

A. Sequel to the Divorce Suit of Christy vs. Christy.

Hyrum Christy, against whom his wife obtained a decree of divorce and \$500 alimony a week ago, was yesterday examined on supplementary proceedings before Attorney Woods. Christy was ordered to turn over a watch and chain and a diamond pin, valued at

\$100, on the judgment. The property was in the hands of L. F. Powers, a brother-in-law of Christy, having been conveyed to him by a bill of sale. Jones & Schroeder were the attorneys for Mrs. Christy.

Sentence Tomorrow.
In the matter of Modesto Sicher, found guilty of the voluntary manslaughter of Giuseppe Murano, time of passing sentence was set for tomorrow morning.

Arraigned For Fornication.
P. M. Sawyer, indicted for fornication, was arraigned before Judge Barch and entered a plea of not guilty and bond was reduced to \$100. It is charged that the crime was committed October 1 last with one Louise Fowler, in this city.

Alimony Allowed.
In the divorce suit of C. L. McKibben vs. Isabella McKibben, the defendant's motion for alimony and attorney's fees was granted by Attorney J. M. Bowman for the plaintiff and Attorney John M. Cannon for the defendant. Plaintiff was ordered to pay \$10 a month alimony and \$40 attorney's fees within thirty days.

In the Case Also.
Josephine C. Johnson vs. Gustave O. Johnson, suit for divorce, the hearing on order to show cause for temporary alimony and attorney's fees came on before Chief Justice Merritt. His honor ordered that defendant pay \$10 a month alimony and \$40 attorney's fees.

Mrs. A. H. Nelson Seeks a Divorce.
Anna H. Nelson has begun suit in the Third district court against Harold Edward Nelson for divorce. The plaintiff alleges that she and the defendant were married at Chicago on May 15, 1885; that on October 1, 1891, the defendant deserted the plaintiff and ever since has continued to live apart from her, and that for more than three years last past he has failed to provide for her. Wherefore plaintiff prays for a decree of divorce and that she be restored to her maiden name of Anna H. Johnson.

Transcript on Appeal.
Transcript on appeal was yesterday filed in the supreme court in the case of the estate of E. H. Wells, D. P. Wells, administrator, appellant, vs. John Kelly et al. Appeal from the Fourth district court, Judge Miner presiding.

Short and Crisp.
Charles E. Pomeroy vs. Cassie W. Foley et al.; judgment for plaintiff.

Martha B. Taylor vs. E. J. Smith et al.; judgment against W. H. Rowe by default.

Stuart Stephenson vs. J. F. Jack, administrator, et al.; judgment as prayed.

J. P. Melstrom vs. Nat. M. Brigham, hearing on motion to strike out part of answer continued till next Saturday.

Matilda Compton vs. M. A. Compton; hearing on order to show cause in contempt continued till next Saturday.

Job Pinchon vs. Saltair Beach company; motion to dismiss appeal argued and sustained.

Matthew Gibbs et al. vs. the Twenty-fourth school district; appeal dismissed.

Oswyn P. Arnold vs. R. M. Jones et al.; order to show cause continued until Nov. 10.

John Bunce vs. W. H. Hoffheimer; demurrer to complaint sustained and ten days to amend.

Charles Steese et al. vs. Elizabeth C. Wickersham et al.; demurrer to complaint overruled and ten days to answer.

Utah & Montana Machinery company vs. P. J. Moran; demurrer to complaint set for hearing next Saturday.

Larry Marsh vs. Salt Lake Building and Loan association; hearing on order to show cause restraining sale under

trust deed continued till next Saturday.
J. H. Bacon vs. J. M. Ottlinger et al.; demurrer withdrawn and five days to answer.
Judge Barch's court will adjourn for the term tomorrow and his honor will open court at Beaver on Wednesday, Nov. 7.

IF YOU ARE SICK—
Of course, you ought to live in popper-ton place where the air is pure; where the drainage of the city does not matter how smoky the city is you are above it all, and where there seems to be a conspiracy of nature's most healthful elements.

IF YOU ARE WELL—
You ought to live there to keep well, and keep your children well, and be happy—for you can only be happy—if you are well.

IF YOU ARE RICH—
You ought to live there because it is the place for a rich man's home. It is high and slightly and there will be no poor houses around you—just nothing around you but elegant homes and beautiful lawns; and people will drive by your mansion, and see you standing in its portals looking out over the valley and will envy you, and wish they were rich, and could live there too.

IF YOU ARE POOR—
God pity you—if you are poor—fry and scratch around and get some money and buy some lots because if you will do this, and say nothing but just keep still and "saw wood," one of these days you will get that money back several dollars more, and then you will come around and pat us on the back and say—"Good boy, your head was level!"

St. Mark's Hospital.
The superintendent begs to acknowledge with many thanks donations received during the last month:

Ladies' Guild of St. Mark's Cathedral—Fruit, vegetables and jellies.
Mrs. Hamilton—Book case, etc.
Mrs. Rance—Fruit.
Rowland Hall—Jellies.
Dr. Whitney, table, bottles for dispensary.

Miss Curtis—Magazines, slippers.
Children of Washington School—Flowers.

Ladies' Guild of St. Paul's Church—Table linen.
Mrs. Robertson—Pickles.
The executive committee accepted with regret the resignation of Miss Mary E. Newitt, who has done excellent work as head nurse of the hospital and the services of Miss Carrie Hittel have been secured as head of the training school for nurses. Dr. A. C. Beale has been appointed a resident physician. The superintendent, the Rev. Dr. Douglas Wallace, resides at the hospital where he will be glad to receive the friends of the hospital.

The Deadly Typhoid.
In these typhoid days while that awful disease is stalking through the city, it is just as well to refer to what Health Commissioner Beatty says in his official report to the mayor of Salt Lake City in May, 1894.

"NATURALLY, the HIGHER PORTIONS of the city are the most healthful. There is less soil impurity and better drainage. The conditions favoring the generation of disease germs do not obtain to so great a degree as in lower portions where ground water arises, carrying its impurities and affording the moisture that is conducive of germ life."

"The next most significant fact to be noted is the ENTIRE ABSENCE OF TYPHOID FEVER IN THE HIGHER PORTIONS of the city and ITS PREVALENCE IN THE LOWER."

Well, popper-ton place is in "the higher portion" of the city; has "less soil impurities," "better drainage," in fact, that is bad, but things that are good till you can't rest. Now don't just seem to settle it? And isn't there danger that we won't have lots enough to go around?

Meeting of Ladies.
The ladies of the city are urgently requested to meet at the First M. E. church, Tuesday, November 6, at half past two, to take part in effecting a permanent organization for a home for friendless and fallen women.

MRS. G. F. GOODWIN, Secretary Temporary Organization.

Rheumatism cured by bathing in and drinking the Sanitarium Hot Springs water.

WORK OF THE CLUBS.

MEETING OF LA COTERIE AT THE JUNCTION CITY.

Questions Considered at the Meeting of the Ladies' Literary Club—Statement From the Needlework Guild.

Mrs. Ransford Smith entertained La Coterie Tuesday, October 30.

The president, Mrs. Corlew, called the meeting to order at 3 o'clock and announced the first paper by Mrs. Bannister on the Renaissance.

This was a most complete resume of art and letters as they appeared re-juvenated in the sixteenth century and was one of the finest papers ever given before the Coterie.

Mrs. Corlew followed with a clear and comprehensive report of the nature of college settlements and the noble work they are doing among the poor and laboring people of large cities.

Chicago has five of these settlements in the quarters populated by the working—sometimes criminal—classes. Hull house is probably the most influential and best known of these in the United States.

After the discussion of this paper Mrs. Corlew was abundantly supplied with literature and data relating to this subject and made the theme very interesting.

The "Classification of Bryant's Poems" was given by Mrs. Bartow. Miss Alice Kellogg recited "The Death of the Flower" and the pleasure of their guests during the season.

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Joyed a special programme in memory of William Cullen Bryant.

The home of the vice-president, Mrs. Wedgwood, was beautifully decorated with autumn leaves, grasses and flowers, the golden chrysanthemum predominating. The club colors, green and gold, blended harmoniously with the dark foliage of the autumn leaves as they were twined around the portrait of Bryant, which occupied a conspicuous place.

The portrait of the famous poet was the work of Mrs. Bartow, the excellent likeness and fine execution showing the skill and talent which she possesses. After the business was dispatched, Mrs. Reed received the domestic news.

Mrs. Rose read a paper on the "Life of Bryant."

"To a Waterfall," and Mrs. Wedgwood, "The Fringed Gentian."

Mrs. Bonham read the "Inscription for the Entrance to a Wood."

An interesting paper on the "Home of Bryant" was given by Miss Jennie French.

Promptly at 4 o'clock the usual recess was taken and the social hour began. A delicious lunch was served which the members enjoyed very much. After the social conversation on the feast of good things the club was called to order and sixteen members answered roll call with quotations from Bryant's poems.

Our absent president sent an excellent paper on "A Glance Through the Century 1794-1894."

"Tantamount poem, 'At the Gate'" recited by Mrs. Corlew.

The "Classification of Bryant's Poems" was given by Mrs. Bartow. Miss Alice Kellogg recited "The Death of the Flower" and the pleasure of their guests during the season.

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